

**SOUTH FLORIDA WATER
MANAGEMENT DISTRICT**

PERMIT TRANSFER

PERMIT NUMBER:

36-00764-S

ISSUED DATE:

11-03-2004



SOUTH FLORIDA WATER MANAGEMENT DISTRICT

3301 Gun Club Road, West Palm Beach, Florida 33406 • (561) 686-8800 • FL WATS 1-800-432-2045 • TDD (561) 697-2574
Mailing Address: P.O. Box 24680, West Palm Beach, FL 33416-4680 • www.sfwmd.gov

District Permits 36-00764-S, 36-04463-W
Applications 040702-6/7

November 3, 2004

Robert D. Hensley, President
Bonita Grande Aggregates, LLC
15065 McGregor Boulevard, Suite 108
Ft. Myers, FL 33908

Dear Mr. Hensley:

Subject: Notice of Permit Transfer
Bonita Grand Mine (f/k/a Bonita Farms I and II), Lee County
Sections 17,20, Township 47 South, Range 26 East

In response to your requests which we received on July 2, 2004 for transfer of the above, Permits 36-00764-S and 36-04463-W have been officially transferred from Sam Hubschman, and Bonita Grande Sand Company (Samuel Hubschman and Connie Hubschman) to Bonita Grande Aggregates, LLC. As a condition of transfer you have agreed that all terms and conditions of the permits and subsequent modifications, if any, are understood and accepted, and any proposed modification shall be applied for and authorized by this District prior to such modification. The Permit Transfer documents including conditions, permit histories, and permit summaries are enclosed.

In order for Permit 36-00674-S to be in compliance with its conditions, notification of construction completion and submittal of monitoring reports is required. If you have questions, please contact Steve Nagle, Environmental Resource Compliance Division, at (239) 338-2929 Ext. 7721.

In order for Permit 36-04463-W to be in compliance with its conditions, submittal of pumpage data is required. If you have questions, please contact Lori Burke, Water Use Compliance Division, at (561) 686-8800, Ext. 6934.

Sincerely,

Anne Roth
Director, Regulatory Information Management Division
Environmental Resource Regulation Department

AR/ml
Enclosures

CERTIFIED MAIL # 7003 2260 0001 9111 1615
RETURN RECEIPT REQUESTED

GOVERNING BOARD

Nicolás J. Gutiérrez, Jr., Esq., *Chair*
Pamela Brooks-Thomas, *Vice-Chair*
Irela M. Bagué

Michael Collins
Hugh M. English
Lennart E. Lindahl, P.E.

Kevin McCarty
Harkley R. Thornton
Trudi K. Williams, P.E.

EXECUTIVE OFFICE

Henry Dean, *Executive Director*

c: Lee County Engineer
Sam and Connie Hubschman
Julie Allison, Morris-Depew Associates, Inc.



SOUTH FLORIDA WATER MANAGEMENT DISTRICT
PERMIT TRANSFER FOR
SURFACE WATER MANAGEMENT GENERAL PERMIT NO. 36-00764-S

DATE ISSUED: NOV 03 2004

PERMITTEE: BONITA GRANDE AGGREGATES LLC
(BONITA GRANDE MINE)
15065 MCGREGOR BLVD, #108
FT MYERS, FL 33908

ORIGINAL PERMIT ISSUED: JUNE 11, 1987, MODIFIED AS DESCRIBED IN ATTACHED PERMIT HISTORY.

ORIGINAL PROJECT AUTHORIZATION: CONSTRUCTION AND OPERATION OF A WATER MANAGEMENT SYSTEM SERVING 640 ACRES OF AGRICULTURAL LANDS DISCHARGING VIA AN UNNAMED SLOUGH INTO THE KEHL CANAL

CURRENT AUTHORIZATION: TRANSFER CONSTRUCTION AND OPERATION OF A SURFACE WATER MANAGEMENT SYSTEM SERVING 985 ACRES OF FILL DIRT EXCAVATION, EXISTING FARMING ACTIVITIES, AND PRESERVATION AREAS

PROJECT LOCATION: LEE COUNTY

SECTION: 17,20 TWP: 47S RGE: 26E

PERMIT DURATION: AS PREVIOUSLY PERMITTED.

In response to Transfer Application No. 040702-6, dated June 11, 2004 this Permit Transfer is issued pursuant to the applicable provisions of Subsections of 373.414(11)-(16), Florida Statutes (F.S) and Rules 40E-1.6107 and 40E-4.351, Florida Administrative Code.

All Permit design specifications, special and general/limiting Permit conditions, and other terms and requirements contained in the Permit shall remain in full force and effect unless further modified by the South Florida Water Management District and shall be binding upon the Permittee, for the duration of the Permit, as specified in Rule 40E-4.4321, Florida Administrative Code.

In the event the property is sold or otherwise conveyed, the Permittee shall remain liable for compliance with this Permit until permit transfer to the new owner is approved by the District. Rule 40E-1.6105, Florida Administrative Code requires written notification to the District within 30 days of the transfer of any interest in the permitted real property, giving the name and address of the new owner in interest with a copy of the instrument effecting the transfer.

SPECIAL AND LIMITING CONDITIONS ARE AS FOLLOWS:

SEE PAGES 2-2 OF 4 (13 SPECIAL CONDITIONS)

SEE PAGES 3-4 OF 4 (19 LIMITING CONDITIONS)

By Anne Roth

Anne Roth
Director, Regulatory Information Management

SPECIAL CONDITIONS

1. DISCHARGE FACILITIES:

50 LF OF 1.5' DIA. CMP CULVERT.
4-1.5' DIA. RCP CULVERTS EACH 50' LONG.

RECEIVING BODY : ONSITE PRESERVE

CONTROL ELEV : 14.5 FEET NGVD. /14.5 FEET NGVD DRY SEASON.

2. THE PERMITTEE SHALL BE RESPONSIBLE FOR THE CORRECTION OF ANY EROSION, SHOALING OR WATER QUALITY PROBLEMS THAT RESULT FROM THE CONSTRUCTION OR OPERATION OF THE SURFACE WATER MANAGEMENT SYSTEM.
3. MEASURES SHALL BE TAKEN DURING CONSTRUCTION TO INSURE THAT SEDIMENTATION AND/OR TURBIDITY PROBLEMS ARE NOT CREATED IN THE RECEIVING WATER.
4. THE DISTRICT RESERVES THE RIGHT TO REQUIRE THAT ADDITIONAL WATER QUALITY TREATMENT METHODS BE INCORPORATED INTO THE DRAINAGE SYSTEM IF SUCH MEASURES ARE SHOWN TO BE NECESSARY.
5. FACILITIES OTHER THAN THOSE STATED HEREIN SHALL NOT BE CONSTRUCTED WITHOUT AN APPROVED MODIFICATION OF THIS PERMIT.
6. ALL SPECIAL CONDITIONS PREVIOUSLY STIPULATED BY PERMIT NUMBER 36-00764-S REMAIN IN EFFECT UNLESS OTHERWISE REVISED AND SHALL APPLY TO THIS MODIFICATION.
7. OPERATION OF THE SURFACE WATER MANAGEMENT SYSTEM SHALL BE THE RESPONSIBILITY OF THE PERMITTEE.
8. SILT SCREENS, HAY BALES OR OTHER SUCH SEDIMENT CONTROL MEASURES SHALL BE UTILIZED DURING CONSTRUCTION. THE SELECTED SEDIMENT CONTROL MEASURES SHALL BE INSTALLED LANDWARD OF THE UPLAND BUFFER ZONES AROUND ALL PROTECTED WETLANDS. ALL AREAS SHALL BE STABILIZED AND VEGETATED IMMEDIATELY AFTER CONSTRUCTION TO PREVENT EROSION INTO THE WETLANDS AND UPLAND BUFFER ZONES.
9. PRIOR TO THE COMMENCEMENT OF CONSTRUCTION, THE PERIMETER OF THE PROTECTED WETLANDS AND BUFFER ZONES SHALL BE FENCED TO PREVENT ENCROACHMENT INTO THE WETLANDS. THE PERMITTEE SHALL NOTIFY THE SFWMD'S ENVIRONMENTAL COMPLIANCE STAFF IN WRITING UPON COMPLETION OF FENCING AND SCHEDULE AN INSPECTION OF THIS WORK. THE PERMITTEE SHALL MODIFY THE FENCING IF SFWMD STAFF DETERMINES IT IS INSUFFICIENT OR IS NOT IN CONFORMANCE WITH THE INTENT OF THIS PERMIT. FENCING SHALL REMAIN IN PLACE UNTIL ALL ADJACENT CONSTRUCTION ACTIVITIES ARE COMPLETE.
10. THE SFWMD RESERVES THE RIGHT TO REQUIRE REMEDIAL MEASURES TO BE TAKEN BY THE PERMITTEE IF WETLAND AND/OR UPLAND MONITORING OR OTHER INFORMATION DEMONSTRATES THAT ADVERSE IMPACTS TO PROTECTED, CONSERVED, INCORPORATED OR MITIGATED WETLANDS OR UPLANDS HAVE OCCURRED DUE TO PROJECT RELATED ACTIVITIES.
11. ANY FUTURE CHANGES IN LAND USE OR TREATMENT OF WETLANDS AND/OR UPLAND BUFFER/COMPENSATION AREAS MAY REQUIRE A SURFACE WATER MANAGEMENT PERMIT MODIFICATION AND ADDITIONAL ENVIRONMENTAL REVIEW BY DISTRICT STAFF. PRIOR TO THE PERMITTEE INSTITUTING ANY FUTURE CHANGES NOT AUTHORIZED BY THIS PERMIT, THE PERMITTEE SHALL NOTIFY THE SFWMD OF SUCH INTENTIONS FOR A DETERMINATION OF ANY NECESSARY PERMIT MODIFICATIONS.
12. PRIOR TO THE COMMENCEMENT OF ANY SITE ACTIVITY AUTHORIZED BY THIS PERMIT, A PRE-CONSTRUCTION MEETING SHALL BE HELD WITH SFWMD FIELD ENGINEERING AND ENVIRONMENTAL POST PERMIT COMPLIANCE STAFF FROM THE FT. MYERS OFFICE.
13. ALL SPECIAL CONDITIONS RELATING TO MITIGATION, MONITORING AND MAINTENANCE PROGRAMS/PLANS/WORKS/REPORTS; BASELINE AND TIME ZERO REPORTS; AND WORK SCHEDULES SPECIFIED IN PERMIT NUMBER 36-00764-S (APPLICATION NUMBER 971010-2) SHALL REMAIN IN EFFECT.

LIMITING CONDITIONS

1. THE PERMITTEE SHALL IMPLEMENT THE WORK AUTHORIZED IN A MANNER SO AS TO MINIMIZE ANY ADVERSE IMPACT OF THE WORKS ON FISH, WILDLIFE, NATURAL ENVIRONMENTAL VALUES, AND WATER QUALITY. THE PERMITTEE SHALL INSTITUTE NECESSARY MEASURES DURING THE CONSTRUCTION PERIOD, INCLUDING FULL COMPACTION OF ANY FILL MATERIAL PLACED AROUND NEWLY INSTALLED STRUCTURES, TO REDUCE EROSION, TURBIDITY, NUTRIENT LOADING AND SEDIMENTATION IN THE RECEIVING WATERS.
2. WATER QUALITY DATA FOR THE WATER DISCHARGED FROM THE PERMITTEE'S PROPERTY OR INTO SURFACE WATERS OF THE STATE WILL BE SUBMITTED TO THE DISTRICT AS REQUIRED BY SECTION 5.9, "BASIS OF REVIEW FOR SURFACE WATER MANAGEMENT PERMIT APPLICATIONS WITHIN SOUTH FLORIDA WATER MANAGEMENT DISTRICT". PARAMETERS TO BE MONITORED MAY INCLUDE THOSE LISTED IN CHAPTER 62-302, F.A.C.. IF WATER QUALITY DATA IS REQUIRED, THE PERMITTEE SHALL PROVIDE DATA ON VOLUMES OF WATER DISCHARGED, INCLUDING TOTAL VOLUME DISCHARGED DURING THE DAYS OF SAMPLING AND TOTAL MONTHLY DISCHARGES FROM THE PROPERTY OR INTO SURFACE WATERS OF THE STATE.
3. THIS PERMIT SHALL NOT RELIEVE THE PERMITTEE OF ANY OBLIGATION TO OBTAIN NECESSARY FEDERAL, STATE, LOCAL OR SPECIAL DISTRICT APPROVALS.
4. THE OPERATION PHASE OF THIS PERMIT WILL NOT BECOME EFFECTIVE UNTIL THE DISTRICT'S ACCEPTANCE OF CERTIFICATION OF THE COMPLETED SURFACE WATER MANAGEMENT SYSTEM. THE PERMITTEE SHALL REQUEST TRANSFER OF THE PERMIT TO THE RESPONSIBLE OPERATION ENTITY ACCEPTED BY THE DISTRICT, IF DIFFERENT FROM THE PERMITTEE. THE TRANSFER REQUEST CAN BE SUBMITTED CONCURRENTLY WITH THE CONSTRUCTION COMPLETION CERTIFICATION.
5. ALL ROAD ELEVATIONS SHALL BE SET IN ACCORDANCE WITH THE CRITERIA SET FORTH IN SECTION 6.5, "BASIS OF REVIEW FOR SURFACE WATER MANAGEMENT PERMIT APPLICATIONS WITHIN SOUTH FLORIDA WATER MANAGEMENT DISTRICT".
6. ALL BUILDING FLOOR ELEVATIONS SHALL BE SET IN ACCORDANCE WITH THE CRITERIA SET FORTH IN SECTION 6.4, "BASIS OF REVIEW FOR SURFACE WATER MANAGEMENT PERMIT APPLICATIONS WITHIN SOUTH FLORIDA WATER MANAGEMENT DISTRICT".
7. OFF-SITE DISCHARGES DURING CONSTRUCTION AND DEVELOPMENT WILL BE MADE ONLY THROUGH THE FACILITIES AUTHORIZED BY THIS PERMIT.
8. A PERMIT TRANSFER TO THE OPERATION PHASE SHALL NOT OCCUR UNTIL A RESPONSIBLE ENTITY MEETING THE REQUIREMENT IN SECTION 9.0, "BASIS OF REVIEW FOR SURFACE WATER MANAGEMENT PERMIT APPLICATIONS WITHIN SOUTH FLORIDA WATER MANAGEMENT DISTRICT" HAS BEEN ESTABLISHED TO OPERATE AND MAINTAIN THE SYSTEM. THE ENTITY MUST BE PROVIDED WITH SUFFICIENT OWNERSHIP OR LEGAL INTEREST SO THAT IT HAS CONTROL OVER ALL WATER MANAGEMENT FACILITIES AUTHORIZED HEREIN.
9. THE PERMIT DOES NOT CONVEY TO THE PERMITTEE ANY PROPERTY RIGHTS OR PRIVILEGES OTHER THAN THOSE SPECIFIED IN THE PERMIT AND CHAPTER 40E-4, F.A.C..
10. THE PERMITTEE SHALL HOLD AND SAVE THE DISTRICT HARMLESS FROM ANY AND ALL DAMAGES, CLAIMS, OR LIABILITIES WHICH MAY ARISE BY REASON OF THE CONSTRUCTION, OPERATION, MAINTENANCE OR USE OF ANY FACILITY AUTHORIZED BY THE PERMIT.
11. THIS PERMIT IS ISSUED BASED ON THE APPLICANT'S SUBMITTED INFORMATION WHICH REASONABLY DEMONSTRATES THAT ADVERSE WATER RESOURCE RELATED IMPACTS WILL NOT BE CAUSED BY THE COMPLETED PERMIT ACTIVITY. SHOULD ANY ADVERSE IMPACTS CAUSED BY THE COMPLETED SURFACE WATER MANAGEMENT SYSTEM OCCUR, THE DISTRICT WILL REQUIRE THE PERMITTEE TO PROVIDE APPROPRIATE MITIGATION TO THE DISTRICT OR OTHER IMPACTED PARTY. THE DISTRICT WILL REQUIRE THE PERMITTEE TO MODIFY THE SURFACE WATER MANAGEMENT SYSTEM, IF NECESSARY, TO ELIMINATE THE CAUSE OF THE ADVERSE IMPACTS.
12. WITHIN 30 DAYS OF ISSUANCE OF THIS PERMIT, THE PERMITTEE OR AUTHORIZED AGENT SHALL NOTIFY THE DISTRICT (VIA THE SUPPLIED CONSTRUCTION COMMENCEMENT NOTICE OR EQUIVALENT) OF THE ACTUAL OR ANTICIPATED CONSTRUCTION START DATE AND THE EXPECTED COMPLETION DATE.
13. WHEN THE DURATION OF CONSTRUCTION EXCEEDS ONE YEAR, THE PERMITTEE OR AUTHORIZED AGENT SHALL SUBMIT CONSTRUCTION STATUS REPORTS ON AN ANNUAL BASIS (VIA THE SUPPLIED ANNUAL STATUS REPORT OR EQUIVALENT) BEGINNING ONE YEAR AFTER THE INITIAL COMMENCEMENT OF CONSTRUCTION.

14. WITHIN 30 DAYS AFTER COMPLETION OF CONSTRUCTION OF THE SURFACE WATER MANAGEMENT SYSTEM, THE PERMITTEE OR AUTHORIZED AGENT SHALL FILE A WRITTEN STATEMENT OF COMPLETION AND CERTIFICATION BY A FLORIDA REGISTERED PROFESSIONAL ENGINEER. THESE STATEMENTS MUST SPECIFY THE ACTUAL DATE OF CONSTRUCTION COMPLETION AND MUST CERTIFY THAT ALL FACILITIES HAVE BEEN CONSTRUCTED IN SUBSTANTIAL CONFORMANCE WITH THE PLANS AND SPECIFICATIONS APPROVED BY THE DISTRICT (VIA THE SUPPLIED CONSTRUCTION COMPLETION/CERTIFICATION OR EQUIVALENT). THE CONSTRUCTION COMPLETION CERTIFICATION MUST INCLUDE, AT A MINIMUM, EXISTING ELEVATIONS, LOCATIONS AND DIMENSIONS OF THE COMPONENTS OF THE WATER MANAGEMENT FACILITIES. ADDITIONALLY, IF DEVIATIONS FROM THE APPROVED DRAWINGS ARE DISCOVERED DURING THE CERTIFICATION PROCESS, THE CERTIFICATION MUST BE ACCOMPANIED BY A COPY OF THE APPROVED PERMIT DRAWINGS WITH DEVIATIONS NOTED.
15. WITHIN 30 DAYS OF ANY SALE, CONVEYANCE OR OTHER TRANSFER OF ANY OF THE LAND WHICH IS PROPOSED FOR DEVELOPMENT UNDER THE AUTHORIZATION OF THIS PERMIT, THE PERMITTEE SHALL NOTIFY THE DISTRICT OF SUCH TRANSFER IN WRITING VIA EITHER FORM 0483, REQUEST FOR PERMIT TRANSFER; OR FORM 0920, REQUEST FOR TRANSFER OF SURFACE WATER MANAGEMENT CONSTRUCTION PHASE TO OPERATION PHASE (TO BE COMPLETED AND SUBMITTED BY THE OPERATING ENTITY), IN ACCORDANCE WITH SECTIONS 40E-1.6105 AND 40E-4.351, F.A.C..
16. A PRORATED SHARE OF SURFACE WATER MANAGEMENT RETENTION/DETENTION AREAS, SUFFICIENT TO PROVIDE THE REQUIRED FLOOD PROTECTION AND WATER QUALITY TREATMENT, MUST BE PROVIDED PRIOR TO OCCUPANCY OF ANY BUILDING OR RESIDENCE.
17. A STABLE, PERMANENT AND ACCESSIBLE ELEVATION REFERENCE SHALL BE ESTABLISHED ON OR WITHIN ONE HUNDRED (100) FEET OF ALL PERMITTED DISCHARGE STRUCTURES NO LATER THAN THE SUBMISSION OF THE CERTIFICATION REPORT. THE LOCATION OF THE ELEVATION REFERENCE MUST BE NOTED ON OR WITH THE CERTIFICATION REPORT.
18. IT IS THE RESPONSIBILITY OF THE PERMITTEE TO INSURE THAT ADVERSE OFF-SITE WATER RESOURCE RELATED IMPACTS DO NOT OCCUR DURING CONSTRUCTION.
19. THE PERMITTEE MUST OBTAIN A WATER USE PERMIT PRIOR TO CONSTRUCTION DEWATERING, UNLESS THE WORK QUALIFIES FOR A GENERAL PERMIT PURSUANT TO SUBSECTION 40E-20.302(4), F.A.C..

PERMIT HISTORY

13-SEP-2004
transfer_histo..

Permit No: 36-00764-S
Project Description: BONITA GRANDE MINE

Issue Date	App #	Permit Type	Purpose	M/O Owner	Project
11-JUN-1987	10136-H	SWM MOD INDIVIDUAL	CONSTRUCT/OPERATE	SAMUEL AND CONNIE HUBSCHMAN, TRUSTEE	BONITA FARMS
24-SEP-1987	07297-2-B	SWM MOD INDIVIDUAL	CONSTRUCT/OPERATE	SAMUEL AND CONNIE HUBSCHMAN, TRUSTEE	BONITA FARMS
16-JUN-1988	08107-B	SWM MOD INDIVIDUAL	CONSTRUCT/OPERATE	SAMUEL AND CONNIE HUBSCHMAN, TRUSTEE	BONITA FARMS
12-DEC-1991	890302-1	SWM MOD INDIVIDUAL	CONSTRUCT/OPERATE	SAMUEL AND CONNIE HUBSCHMAN, TRUSTEES	BONITA FARMS
18-SEP-1998	971010-2	SWM MOD GENERAL	GENERAL PERMIT	SAM HUBSCHMAN	BONITA FARMS I AND II
10-FEB-2000	990122-13	SWM MOD INDIVIDUAL	CONSTRUCT/OPERATE	SAM HUBSCHMAN	BONITA FARMS I AND II
	040702-6	SWM TRANS GENERAL	PERMIT TRANSFER	BONITA GRANDE AGGREGATES LLC	BONITA GRANDE MINE

SURFACE WATER MANAGEMENT PERMIT SUMMARY

This document is intended to summarize District permitting activity associated with the project. It is not intended to constitute a comprehensive compilation of all permit authorizations and conditions, and should not be relied upon as such. The permittee can request complete copies of all applicable permit documents.

Project Name: BONITA GRANDE MINE

Permit No.: 36-00764-S

Application No.: 040702-6

Location: Lee County, S17,20/T47S/R26E

Permittee's Name And Address: BONITA GRANDE AGGREGATES LLC
15065 MCGREGOR BLVD #108
FT MYERS, FL 33908

Operating Entity : Bonita Grande Aggregates L L C

Current Authorization:

TRANSFER CONSTRUCTION AND OPERATION OF A SURFACE WATER MANAGEMENT SYSTEM SERVING 985 ACRES OF FILL DIRT EXCAVATION, EXISTING FARMING ACTIVITIES, AND PRESERVATION AREAS

Project Area: 985 acres

Project Land Use: Mining
Agricultural

Drainage Basin: Estero Bay

Sub Basin: Imperial River

Receiving Body: ONSITE PRESERVE

Class: CLASS III

Special Drainage District: None

Total Acres Wetland Onsite: 77.66

Total Acres Wetland Preserved Onsite: 77.66

Total Acres Mit/ Compensation Onsite: 77.66

Conservation Easement To District : No

Sovereign Submerged Lands: No

PROJECT PURPOSE:

This application is a request for Modification to authorize Construction and Operation of a surface water management system serving 985 acres of fill dirt excavation lakes, existing farming activities, and preserve areas.

PROJECT EVALUATION:

PROJECT BACKGROUND:

The site is located in South Lee County, east of I-75 between Corkscrew Road and Terry Street. The project was granted Construction and Operation approval in April, 1982 for fill dirt excavation, farming activities, and preservation areas. No dewatering was proposed.

Several permit modifications were subsequently approved. A permit modification approved in 1991 authorized an increase in the excavation area. A permit modification approved in 1998 included relocation of perimeter berms, an increase in the area to be excavated, and a corresponding decrease in the farm area.

PROPOSED PROJECT:

The applicant proposes to increase the area to be excavated for fill dirt from 336 acres to 550.43 acres. This results in a corresponding decrease in the acreage previously approved for vegetable farming activities.

Excavation Area 1 (Lake 1) will be enlarged from 239.3 acres to 424.78 acres. Excavation Area 2 (Lake 2) will be enlarged from 96.7 acres to 125.65 acres. The enlargement of Excavation Area 2 involves combining what were originally Lakes 2 and 3 into the proposed Lake 2. There are no changes proposed to the existing control structure(s). The new excavation will result in increased onsite storage, lower peak stages, and reduced offsite discharge rates.

LAND USE:

Construction:
Project:

	Previously Permitted	Total Project	
Preserved	369.80	369.80	acres
Water Mgmt Acreage	550.43	550.43	acres
Total:	920.23	920.23	

WATER QUANTITY:

Discharge Rate :

Discharge Storm Frequency : 25 YEAR-3 DAY

Design Rainfall : 11.3 inches

Basin	Allow Disch (cfs)	Method Of Determination	Peak Disch (cfs)	Peak Stage (ft, NGVD)
Developed Site	61.5	Pre Vs. Post	11.13	15.73

Control Elevation :

Basin	Area (Acres)	Ctrl Elev (ft, NGVD)	WSWT Ctrl Elev (ft, NGVD)	Method Of Determination
Developed Site	985.00	14.5/14.5	14.50	Wetland Indicator Elevation

Receiving Body :

Basin	Str.#	Receiving Body
Developed Site		ONSITE PRESERVE

Discharge Structures: Note: The units for all the elevation values of structures are (ft, NGVD)

Culverts:							
Basin	Str#	Count	Type	Width	Height	Length	Dia.
DEVELOPED SITE	1	1	Corrugated Metal Pipe	0	0	50'	1.5
DEVELOPED SITE	1	1	Reinforced Concrete Pipe	0	0	50'	1.5

WATER QUALITY :

The required water quality volume is provided within the excavated lakes.

Basin	Treatment Method		Vol Req'd (ac-ft)	Vol Prov'd (ac-ft)
Developed Site	Treatment	Lake 550.43 acres 0 LF	82	82

WETLANDS:

Since no impacts are proposed to the existing preserved wetland/upland preserve/mitigation areas, no additional mitigation has been required. The previously approved mitigation, monitoring, and maintenance plans as specified for this permit in Application No. 971010-2 remain in effect.

Wetland Impacts:

This modification does not propose any impacts to existing preserve/mitigation areas within the project area. As shown in Cross Section A on Exhibit 2, a 25 feet wide undisturbed upland buffer around the wetlands located within the project area is included within the preserve boundaries. Cross section B maintains the existing berm as a structural buffer to the eastern preserve area. The proposed control elevation of 14.5' NGVD is consistent with the existing permit. Dewatering is not proposed as part of the mining operations and no significant adverse environmental impacts are anticipated to result from the proposed activities.

Wetland Inventory :

CONSTRUCTION MOD -BONITA FARMS I & II

ONSITE

Pre-Development		Post-Development				
	Total Existing	Impacted	Undisturbed	Enhanced	Preserved	Restored/ Created
Fresh Water Forested	43.09				43.09	
Fresh Water Herbaceous	34.57				34.57	
Other Surface Waters	336.00		336.00			
Total:	413.66		336.00		77.66	

Endangered Species:

Although no listed wildlife were observed within the development area, the preserve area located east of the existing berm is contiguous with public property being managed as part of the Corkscrew Regional Ecosystem Watershed (CREW) Flint Pen Strand lands. The CREW property is known to support a variety of listed wildlife including wading birds, black bear and the Florida panther. This modification maintains the existing contiguous preserve; therefore, the potential impact to listed wildlife is considered minimal. This permit does not relieve the applicant from complying with all applicable rules and any other agencies' requirements if in the future, endangered/threatened species or species of special concern are discovered on the site.

RELATED CONCERNS:**Water Use Permit Status:**

Water Use Permit No. 36-00315-W was previously issued for irrigation of 720 acres of small vegetables. The permit expires 12/15/2001.

RELATED CONCERNS:**Well Field Zone Of Influence:**

The project is not located within the zone of influence of a wellfield.

RELATED CONCERNS:**Right-Of-Way Permit Status:**

A Right-of-Way Permit is not required for this project.

RELATED CONCERNS:**DRI Status:**

This project is not a DRI.

RELATED CONCERNS:**SWIM Basin:**

The project is not within nor does it discharge directly to a designated SWIM basin.

RELATED CONCERNS:

Third Party Interest:

No third party has contacted the District with concerns about this application.

RELATED CONCERNS:

Enforcement:

There has been no enforcement activity associated with this application.



South Florida Water Management District
**Request for Environmental Resource, Surface Water
Management, Water Use, or Wetland Resource Permit
Transfer**

Form #0483
Rev. 08/95

040702-6
ORIGINAL SUBMITTAL

South Florida Water Management District
P.O. Box 24680
West Palm Beach, Florida 33416-4680

Date June 11, 2004

JUL 02 2004

WPB

Please Check Appropriate Box(es)

☐ Environmental Resource ☒ Surface Water Management ☐ Water Use ☐ Wetland Resource

Request for transfer of District Permit(s) No(s): 36-00764-S Under Application No(s): 990122-13

FROM: Name: Sam Hubschman (Bonita Farms I and II)

Address: 7200 Davis Blvd.

Cty: Naples

State: FL

Zip: 34102

Project Name: Bonita Farms I and II

Permitted Acreage: 640 985

TO: Name: Bonita Grande Aggregates LLC

Address: 15065 McGregor Boulevard, Suite 108

City: Fort Myers

State: FL

Zip: 33908

Project Name: Bonita Grande Mine

Acreage Being Transferred: 640 985

The reason(s) for this permit transfer is (are) Sale of Property

Pursuant to Rule 40E-1.6107 (see reverse side), Rule 40E-2.351 (Water Use), and Rule 40E-4.351 (Environmental Resource), Florida Administrative Code, the undersigned agrees to be bound by all terms and conditions of the permit, including any subsequent modifications thereto. Authorization for any proposed modification to the project shall be applied for and obtained prior to conducting such modification.

Deviation from the permitted project acreage (such as the purchase of less acreage than permitted) or from any activities authorized by a District Permit shall require a Permit Modification prior to consideration of a Transfer Permit.

Robert Hensley

Applicant Name (Typed or Printed)

President

Title

Enclosure

PLEASE SEE PREVIOUS PAGE

Signature

(239) 437-5007

Telephone Number

☒ Recorded copy of documents effectuating transfer of ownership (including sketch and legal description).



South Florida Water Management District
**Request for Environmental Resource, Surface Water
Management, Water Use, or Wetland Resource Permit
Transfer**

ORIGINAL SUBMITTAL

JUL 02 2004

WPB

RECEIVED

JUL 02 2004

Form #0483
Rev. 08/95

South Florida Water Management District
P.O. Box 24680
West Palm Beach, Florida 33416-4680

Date 5-6-04 DES REGULATION

040702-7

Please Check Appropriate Box(es)

☐ Environmental Resource ☒ Surface Water Management ☒ Water Use ☐ Wetland Resource

Request for transfer of District Permit(s) No(s): 36-04463-W Under Application No(s): 020225-8

FROM:

Name: BONITA GRANDE SAND COMPANY
Address: 25501 BONITA GRANDE DRIVE
City: BONITA SPRINGS State: FL Zip: 33435
Project Name: BONITA FARMS 1+11
Permitted Acreage: 1280 AC

TO:

Name: Bonita Grande Aggregates, LLC
Address: 15065 McGregor Boulevard, Suite 108
City: Fort Myers State: Florida Zip: 33908
Project Name: Bonita Grande Mine
Acreage Being Transferred: 1280 AC

The reason(s) for this permit transfer is (are)

Pursuant to Rule 40E-1.6107 (see reverse side), Rule 40E-2.351 (Water Use), and Rule 40E-4.351 (Environmental Resource), Florida Administrative Code, the undersigned agrees to be bound by all terms and conditions of the permit, including any subsequent modifications thereto. Authorization for any proposed modification to the project shall be applied for and obtained prior to conducting such modification.

Deviation from the permitted project acreage (such as the purchase of less acreage than permitted) or from any activities authorized by a District Permit shall require a Permit Modification prior to consideration of a Transfer Permit.

ROBERT D. HENSLEY

Applicant Name (Typed or Printed)

Title PRESIDENT

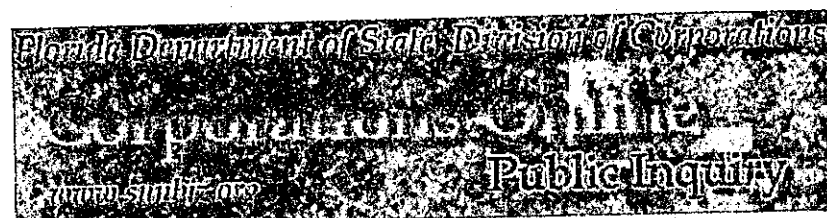
Enclosure

☒ Recorded copy of documents effectuating transfer of ownership (including sketch and legal description)

Signature

Telephone Number

239-437-5007



Florida Limited Liability
BONITA GRANDE AGGREGATES LLC

ORIGINAL SUBMITTAL

JUL 02 2004

WPB

PRINCIPAL ADDRESS
15065 MCGREGOR BOULEVARD, SUITE 108
FORT MYERS FL 33908

040702-6

MAILING ADDRESS
15065 MCGREGOR BOULEVARD, SUITE 108
FORT MYERS FL 33908

Document Number
L04000026189

FEI Number
NONE

Date Filed
04/06/2004

State
FL

Status
ACTIVE

Effective Date
NONE

Total Contribution
0.00

Registered Agent

Name & Address
HENSLEY, ROBERT D 15065 MCGREGOR BOULEVARD, SUITE 108 FORT MYERS FL 33908

Manager/Member Detail

Name & Address	Title
NONE	

Annual Reports

Report Year	Filed Date

[Previous Filing](#)

[Return to List](#)

[Next Filing](#)

No Events
No Name History Information

Document Images

Listed below are the images available for this filing.

04/06/2004 -- Florida Limited Liabilities

THIS IS NOT OFFICIAL RECORD; SEE DOCUMENTS IF QUESTION OR CONFLICT

[Corporations Inquiry](#)

[Corporations Help](#)

This Document Prepared by:
DOUGLAS A. WOOD, ESQUIRE
RIESKY, PILON & WOOD
1000 Tamiami Trail North
Suite 201
Naples, FL 34102

INSTR # 6256304
OR BK 04284 Pgs 0001 - 2; (2pgs)
RECORDED 05/06/2004 02:28:42 PM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY, FLORIDA
RECORDING FEE 10.50
DEED DOC 471,201.50
DEPUTY CLERK J Miller

Parcel ID Number:

Warranty Deed

This Indenture, Made this 5 day of May, 2004 AD., Between
SAMUEL HUBSCHMAN, Individually and as Trustee and CONNIE HUBSCHMAN,
Individually and as Trustee

of the County of Lee, State of Florida, grantors, and
Bonita Grande Aggregates, LLC, a Florida limited liability company

whose address is: 15065 McGregor Boulevard, Suite 108, Fort Myers, FL 33908

of the County of Lee, State of Florida, grantee.

Witnesseth that the GRANTORS, for and in consideration of the sum of
----- TEN DOLLARS (\$10) ----- DOLLARS,
and other good and valuable consideration to GRANTORS in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, have
granted, bargained and sold to the said GRANTEE and GRANTEE'S heirs, successors and assigns forever, the following described land, situate,
lying and being in the County of Lee, State of Florida to wit:

SEE THE ATTACHED EXHIBIT "A"

The property herein conveyed DOES NOT constitute the homestead
property of the Grantors, nor any family member, nor is it contiguous
thereto. The Grantors' Homestead addresses are:
Samuel Hubschman: 85 West Pelican Street, Naples, FL 34113
Connie Hubschman: 50 Dolphin, Naples, FL 34113

Subject to easements, restrictions, reservations of record and taxes
for the current year and subsequent years.

For Information Only: Property Identification Numbers:
20-47-26-B1-00001.0000 and 17-47-26-B1-00001.0000.

and the grantors do hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever.
In Witness Whereof, the grantors have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in our presence:

Nicole T. Cantrell
Printed Name: Nicole T. Cantrell
Witness

Douglas A. Wood
Printed Name: Douglas A. Wood
Witness

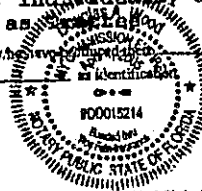
SAMUEL HUBSCHMAN (Seal)
P.O. Address:

CONNIE HUBSCHMAN (Seal)
P.O. Address:

STATE OF Florida
COUNTY OF Collier

The foregoing instrument was acknowledged before me this 5th day of May, 2004 by
SAMUEL HUBSCHMAN, Individually and as Trustee and CONNIE HUBSCHMAN,
Individually and as Trustee

who are personally known to me or whose identities have been



Douglas A. Wood
Printed Name: Douglas A. Wood
Notary Public
My Commission Expires:

5061058

Form Generated by D:\Display System, Inc., 2003 (813) 763-3535 Form FLWD-1

040702-6
ORIGINAL SUBMITTAL

Portion of Sections 17 and 20, Township 47 South, Range 26 East, Lee County, Florida, more particularly described as:

Commencing at the Point of Beginning which is the Southwest corner of Section 20, Township 47 South, Range 26 East, Lee County, Florida; thence North 01 degrees 08' 52" West for 5285.70 feet along an agreed upon line per Official Record Book 2061, Page 3137 of the Public Records of Lee County, Florida; thence continue along said agreed upon line North 01 degrees 06' 50" West 1339.84 feet; thence South 88 degrees 58' 01" West 191.18 feet along an agreed upon line per Official Records Book 2061, Page 3137, and Page 3139 of the Public Records of Lee County, Florida to the West line of Section 17, Township 47, South, Range 26 East, Lee County, Florida; thence continue along said agreed upon line which is the West line of said Section 17 North 04 degrees 41' 01" West for 4013.11 feet to the Northwest corner of said Section 17; thence North 87 degrees 28' 17" East for 2575.75 feet along the North line of said Section 17 to the North 1/4 corner of said Section 17; thence continue along said North line North 87 degrees 28' 22" East for 2575.93 feet to the Northeast corner of said Section 17; thence along the East line of said Section 17 South 05 degrees 01' 45" East 2689.09 feet to the East 1/4 corner of said Section 17; thence continue along the said East line South 05 degrees 01' 37" East 2688.71 feet to the Southeast corner of said Section 17 and the Northeast corner of said Section 20; thence along the East line of said Section 20 South 03 degrees 50' 45" East for 2684.71 feet to the East 1/4 corner of said Section 20; thence continue along said East line South 03 degrees 50' 58" East for 2684.65 feet to the Southeast corner of said Section 20; thence along the South line of said Section 20 South 88 degrees 34' 10" West 2665.01 feet to the South 1/4 corner of said Section 20; thence continue along said South line of Section 20 South 88 degrees 34' 05" West for 2664.64 feet to the Point of Beginning.

Together with a non-exclusive easement for ingress and egress as contained in Official Records Book 23, page 113, Official Records Book 1445, page 2390, Official Records Book 1445, page 2396, Official Records Book 1458, page 246, Official Records Book 1445, page 2387, Official Records Book 1461, page 2261, Official Records Book 1458, page 243, Official Records Book 1461, page 2258, Official Records Book 1445, page 2384, and Official Records Book 1520, page 2117 over and across the West 25 feet of Section 29, the West 60 feet of the North 1/4 of the Southwest 1/4 of Section 29, the West 60 feet of the Northwest 1/4 of Section 29, the East 35 feet of the Southeast 1/4 of the Southeast 1/4 of Section 30, the East 60 feet of the Southeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 30, the East 35 feet of the South 1/2 of the Northeast 1/4 of the Northeast 1/4 of the Southeast 1/4 of Section 30, all in Township 47, South, Range 26, East, Lee County Florida.

EXHIBIT A

NORTHWEST CORNER
OF SECTION 17

N87°28'17"E 2575.75'

N87°28'22"E 2575.93'

WPB

NORTHEAST CORNER
OF SECTION 17

18

17

NORTH 1/4 CORNER
OF SECTION 17

17

16

S05°01'45"E 2689.09'

040702-6

N04°41'01"W 4013.11'

WEST LINE OF
SECTION 17

SECTION 17

EAST 1/4 CORNER
OF SECTION 17

S88°58'01"W
191.18'



18

17

N01°06'50"W
1339.84'

17

16

SOUTHEAST CORNER
OF SECTION 17

19

20

20

21

AGREED LINE
O.R. 2061 P.G. 3137

WEST LINE OF SECTION 20

SECTION 20

S03°50'45"E 2684.71'

EAST 1/4 CORNER
OF SECTION 20

N01°08'52"W 5285.70'

S03°50'58"E 2684.65'

P.O.B.

19

20

SOUTHWEST CORNER
OF SECTION 20

20

21

SOUTHEAST CORNER
OF SECTION 20

S88°34'05"W 2664.64'

S88°34'10"W 2665.01'

30

29

29

28

SOUTH 1/4 CORNER
OF SECTION 20

by CES 4/1 AM
INTERVIEW SECCO 0.09

LEGEND

P.O.B. = POINT OF BEGINNING

O.R. = OFFICIAL RECORDS

P.G. = PAGE

SEC. = SECTION

TWP. = TOWNSHIP

RNG. = RANGE

SHEET 1 OF 2



MORRIS - DEPEW ASSOCIATES, INC.

ENGINEERS * PLANNERS * SURVEYORS * MAPPERS

2216 Altonant Avenue * Fort Myers, Florida 33901 * (239) 337-3993 * (FAX) 337-3994

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF THE
FLORIDA LICENSED SURVEYOR AND MAPPER.

DONALD D. SMITH, P.S.M.
FLORIDA REGISTRATION NO. 4078
DATE SIGNED: _____

DESCRIPTION

PORTION OF SECTIONS 17 AND 20, TOWNSHIP 47 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS:

COMMENCING AT THE POINT OF BEGINNING WHICH IS THE SOUTHWEST CORNER OF SECTION 20, TOWNSHIP 47 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE NORTH 01 DEGREES 08' 52" WEST FOR 5285.70 FEET ALONG AN AGREED UPON LINE PER OFFICIAL RECORD BOOK 2061, PAGE 3137 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE CONTINUE ALONG SAID AGREED UPON LINE NORTH 01 DEGREES 06' 50" WEST 1339.84 FEET; THENCE SOUTH 88 DEGREES 58' 01" WEST 191.18 FEET ALONG AN AGREED UPON LINE PER OFFICIAL RECORDS BOOK 2061, PAGE 3137, AND PAGE 3139 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA TO THE WEST LINE OF SECTION 17, TOWNSHIP 47 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA; THENCE CONTINUE ALONG SAID AGREED UPON LINE WHICH IS THE WEST LINE OF SAID SECTION 17, NORTH 04 DEGREES 41' 04" WEST FOR 4013.11 FEET TO THE NORTHWEST CORNER OF SAID SECTION 17; THENCE NORTH 87 DEGREES 28' 17" EAST FOR 2575.75 FEET ALONG THE NORTH LINE OF SAID SECTION 17 TO THE NORTH 1/4 CORNER OF SAID SECTION 17; THENCE CONTINUE ALONG SAID NORTH LINE NORTH 87 DEGREES 28' 22" EAST FOR 2575.93 FEET TO THE NORTHEAST CORNER OF SAID SECTION 17; THENCE ALONG THE EAST LINE OF SAID SECTION 17, SOUTH 05 DEGREES 01' 45" EAST 2689.09 FEET TO THE EAST 1/4 CORNER OF SAID SECTION 17; THENCE CONTINUE ALONG THE SAID EAST LINE SOUTH 05 DEGREES 01' 37" EAST 2688.71 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 17 AND THE NORTHEAST CORNER OF SAID SECTION 20; THENCE ALONG THE EAST LINE OF SAID SECTION 20, SOUTH 03 DEGREES 50' 45" EAST FOR 2684.71 FEET TO THE EAST 1/4 CORNER OF SAID SECTION 20; THENCE CONTINUE ALONG SAID EAST LINE, SOUTH 03 DEGREES 50' 58" EAST FOR 2684.65 FEET TO THE SOUTHEAST CORNER OF SAID SECTION 20; THENCE ALONG THE SOUTH LINE OF SAID SECTION 20, SOUTH 88 DEGREES 34' 10" WEST 2665.01 FEET TO THE SOUTH 1/4 CORNER OF SAID SECTION 20; THENCE CONTINUE ALONG SAID SOUTH LINE OF SECTION 20, SOUTH 88 DEGREES 34' 05" WEST FOR 2664.64 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS AS CONTAINED IN OFFICIAL RECORDS BOOK 23, PAGE 113, OFFICIAL RECORDS BOOK 1445, PAGE 2390, OFFICIAL RECORDS BOOK 1445, PAGE 2396, OFFICIAL RECORDS BOOK 1458, PAGE 246, OFFICIAL RECORDS BOOK 1445, PAGE 2387, OFFICIAL RECORDS BOOK 1461, PAGE 2261, OFFICIAL RECORDS BOOK 1458, PAGE 243, OFFICIAL RECORDS BOOK 1461, PAGE 2258, OFFICIAL RECORDS BOOK 1445, PAGE 2384, AND OFFICIAL RECORDS BOOK 1520, PAGE 2117 OVER AND ACROSS THE WEST 25 FEET OF SECTION 29, THE WEST 60 FEET OF THE NORTH 1/4 OF THE SOUTHWEST 1/4 OF SECTION 29, THE WEST 60 FEET OF THE NORTHWEST 1/4 OF SECTION 29, THE EAST 35 FEET OF THE SOUTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 30, THE EAST 60 FEET OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 30, THE EAST 35 FEET OF THE SOUTH 1/2 OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 30, ALL IN TOWNSHIP 47 SOUTH, RANGE 26 EAST, LEE COUNTY, FLORIDA.

SHEET 2 OF 2



MORRIS - DEPEW ASSOCIATES, INC.

ENGINEERS * PLANNERS * SURVEYORS * MAPPERS

2216 Altamont Avenue * Fort Myers, Florida 33901 * (239) 337-3993 * (FAX) 337-3994



SOUTH FLORIDA WATER MANAGEMENT DISTRICT

3301 Gun Club Road, West Palm Beach, Florida 33406 • (561) 686-8800 • FL WATS 1-800-432-2045 • TDD (561) 697-2574
Mailing Address: P.O. Box 24680, West Palm Beach, FL 33416-4680 • www.sfwmd.gov

(receipt)

Receipt No. 0000062223 - 0001

Refer to Application: 040702-6
Project Name : BONITA GRANDE MINE

BONITA GRANDE MINING LLC
D/B/A BONITA GRANDE AGGREGATES
25501 BONITA GRANDE DRIVE
BONITA SPRINGS, FL 34135

REVENUE ACCOUNT CODE	RECEIPT OF PERMIT APPLICATION TYPE OF APPLICATION	FEE AMOUNT		
4620	SWM GENERAL PERMIT PERMIT TRANSFER - TRANS	\$450.00		
ITEM	TRANS TYPE	DATE RECEIVED	CHECK NO	AMOUNT RECEIVED
1	PAYMENT MADE BY APPLICANT	07/02/2004	10089	\$450.00
			BALANCE DUE	=====
				\$0.00

PROCESSED BY : MLOWRY
DATE : July 2, 2004
BRANCH OFFICE : WPB

c: Applicant
Accounting
Control
File

GOVERNING BOARD

Nicolas J. Cutierrez, Jr., Esq., Chair
Pamela Brooks-Thomas, Vice-Chair
Irela M. Bague

Michael Collins
Hugh M. English
Lennart E. Lindahl, P.E.

Kevin McCarty
Harkley R. Thornton
Trudi K. Williams, P.E.

EXECUTIVE OFFICE

Henry Dean, Executive Director

MEMORANDUM
SURFACE WATER MANAGEMENT COMPLIANCE

TO: Steve Nagle ERC (SWM)
FROM: John Pfaff, Regulatory Information Management Department
DATE: September 13, 2004
SUBJECT: Request for Permit Transfer, seller to buyer

The following request for permit transfer was received on July 2, 2004:

Permit Number: 36-00764-S Location: Lee County Land Use: Industrial

Section (s)	Township (s) South	Range (s) East
17,20	47	26

TRANSFER APPLICATION INFORMATION

Application Number: 040702-6 Project Name: Bonita Grande Mine
Applicant: Bonita Grande Aggregates LLC Operating Entity: Permittee
Transfer Acreage: 985.00 acres

ORIGINAL PERMIT INFORMATION

Related Application Number(s): 990122-13 Project Name: Bonita Farms I & II
Permittee: Sam & Connie Hubschman Operating Entity: Permittee
Project Acreage: 985.00 acres

Please indicate in the section below if there are any outstanding compliance issues associated with the above referenced project. A response to this memorandum is requested by September 20, 2004. Please send all responses to John Pfaff.

☐ Construction Commencement ☒ Construction Completion ☐ Engineer Certification ☐ Conversion to Operation
☐ Compliance With Special Condition(s) (see comments) ☐ Above Ground Impoundment ☐ Other (see comments)
(Annual Report)

Comments:

☒ OK to Transfer

☐ Do not Transfer

MEMORANDUM
NATURAL RESOURCE COMPLIANCE

TO: Shawn McCarthy ERC (NRM)
FROM: John Pfaff, Regulatory Information Management Department
DATE: September 13, 2004
SUBJECT: Request for Permit Transfer, seller to buyer

The following request for permit transfer was received on July 2, 2004:

Permit Number: 36-00764-S Location: Lee County Land Use: Industrial

Section (s)	Township (s) South	Range (s) East
17,20	47	26

TRANSFER APPLICATION INFORMATION

Application Number: 040702-6 Project Name: Bonita Grande Mine
Applicant: Bonita Grande Aggregates, LLC Operating Entity: PERittee
Transfer Acreage: 985.00 acres

ORIGINAL PERMIT INFORMATION

Related Application Number(s): 990122-13 Project Name: Bonita Frams I & II
Permittee: Sam & Connie Hubschman Operating Entity: Permittee
Project Acreage: 985.00 acres

Please indicate in the section below if there are any outstanding compliance issues associated with the above referenced project. A response to this memorandum is requested by September 20, 2004. Please send all responses to John Pfaff.

- ☐ Conservation Easement ☐ Mitigation Fee Payment ☐ Letter of Credit ☒ Monitoring Report
☐ Mitigation Construction ☐ Wetland Issues (see comments) ☐ Water Quality Issues (see comments)
☐ Mitigation Encroachment ☐ Filter Fence ☐ Mitigation Plantings ☐ Exotic Nuisance Vegetation
☐ Staff Guage ☐ Maintenance non-compliance ☐ Special Conditions non-compliance ☐ Other (see comments)

Comments:

Project covers a usage for Industrial (mining) and agricultural (according to the last staff report)

☒ OK to Transfer

☐ Do not Transfer



SOUTH FLORIDA WATER MANAGEMENT DISTRICT

3301 Gun Club Road, West Palm Beach, Florida 33406 • (561) 686-8800 • FL WATS 1-800-432-2045 • TDD (561) 697-2574
Mailing Address: P.O. Box 24680, West Palm Beach, FL 33416-4680 • www.sfwmd.gov

District Permits 36-00764-S, 36-04463-W
Applications 040702-6/7

July 6, 2004

Bonita Grande Sand Company
25501 Bonita Grande Drive
Bonita Springs, FL 34135

Dear Sir or Madam:

Subject: Notice of Intent to Transfer
Bonita Farms I and II, Lee County
Section 17,20, Township 47 South, Range 26 East

Recently, the District received a request to transfer the above referenced permits from Bonita Grande Sand Company to Bonita Grande Aggregates, LLC. A copy of the request is enclosed for your information.

If you concur with the request, a reply is not necessary; however, if you object to the District's intent to transfer the above referenced permits, please file your objection by writing to the South Florida Water Management District, Attn: John Pfaff/4240, PO Box 24680, West Palm Beach, FL 33416-4680. In accordance with the attached Notice of Rights, objections must be received within 21 days of actual receipt of this Notice of Intended Agency Action.

If you have any questions or need assistance, please contact John Pfaff at (561) 682-6741.

Sincerely,

Beth Colavecchio
Regulatory Support Supervisor
Regulatory Information Management Division
Environmental Resource Regulation Department

BC:ml
Attachments

CERTIFIED RECEIPT NUMBER 7002 2030 0006 4395 2669
RETURN RECEIPT REQUESTED

GOVERNING BOARD

Nicolas J. Gutiérrez, Jr., Esq., *Chair*
Pamela Brooks-Thomas, *Vice-Chair*
Irela M. Bague

Michael Collins
Hugh M. English
Lennart E. Lindahl, P.E.

Kevin McCarty
Harkley R. Thornton
Trudi K. Williams, P.E.

EXECUTIVE OFFICE

Henry Dean, *Executive Director*



MORRIS-DEPEW ASSOCIATES, INC.
ENGINEERS • PLANNERS • SURVEYORS & MAPPERS
2216 Allamont Avenue • Fort Myers, Florida 33901 • (239) 337-3993 • FAX (239) 337-3994

LETTER OF TRANSMITTAL

TO: South Florida Water Management
District
P.O. Box 24680
West Palm Beach, Florida 33416-4680

RECEIVED

JUL 02 2004

ENV RES REGULATION

DATE:	July 1, 2004	MDA PROJECT NO.:	04018.P6
ATTENTION:	Mr. John Pfaff and/or Ms. Mary Lowroy		040702-6
RE:	Bonita Grande Mine		

We are sending you ☒ Attached ☐ Under separate cover VIA FED EX the following items:

Copies	Date	No.	Description
1	5-06-04		Water Use and Surface Water Management Permit Transfer
1			

These are transmitted as checked below:

- | | | | |
|--|---|---|-------------------------------|
| <input checked="" type="checkbox"/> For approval | <input type="checkbox"/> Approved as submitted | <input type="checkbox"/> Resubmit | _____ copies for approval |
| <input type="checkbox"/> For your use | <input type="checkbox"/> Approved as noted | <input type="checkbox"/> Submit | _____ copies for distribution |
| <input type="checkbox"/> As requested | <input type="checkbox"/> Returned for corrections | <input type="checkbox"/> Return | _____ corrected prints |
| <input type="checkbox"/> For review and comment | | | |
| <input type="checkbox"/> For bids due | | <input type="checkbox"/> Prints returned after loan to M-DA | |

REMARKS: Should you have any questions or require any further information in this regard please contact me.
Thank you.

COPY TO: Mr. Robert Hensley, Mr. Russell Schropp, **SIGNED:**
Mr. Mike Yashko, File

JAA

Julie Allison Engineering Technician

Permit Transfer Check List

Report run on: September 13, 2004 1:43 PM

Application Number: 040702-6 Permit Number: 36-00764-S

Project Name: BONITA GRANDE MINE

Applicant: BONITA GRANDE AGGREGATES LLC

County: LEE COUNTY

Section: 17,20

Twp: 47S

Rge: 26E

Route To	Date Received	Date Out
Beth		9/13/04
John		
Mary		

Date Received		Owner Signature: Y	02-JUL-2004	Signature verified: Y
Transfer Form: Y	02-JUL-2004	Project Map: Y	02-JUL-2004	
Recorded Deed: Y	02-JUL-2004	Fee Charged: \$450		Fee Due: \$0
Fee Received: Y	02-JUL-2004	Project Acreage: 985		
Correct Acreage: Y				

Date File Requested: July 6, 2004	File Retrieval Information Location: OSS	Date File Received: July 8, 2004
-----------------------------------	---	----------------------------------

Comments Memo Tracking				
	Inquiry Sent	Resp Rcvd	Comply Issues	
NRM	Y	Y	Y	MIT: MON: Y MAINT: OTHER:
ERC	Y	Y	Y	Construction Certification: Construction Completion: Y Engineer Certification: AGI: Other:
WU	N	N	N	Pumpage Data: Other:

Comments:

Permit History Created: Y

OK To Transfer: Y

Notice Of Intent: 06-JUL-2004

Technical Data Updated: Y

Reviewer: J Pfaff

Admin Review:

Supervisor Review:

Special Conditions Updated: Y

Date Completed: September 13, 2004

Date Completed:

Date Completed: